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Je542 U.S. PTO

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 27866/38275

CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

**Box Patent Application
Commissioner for Patents
Washington, D.C. 20231**

Sir:

This is a request under 37 CFR 1.53 for filing a

- ☒ continuation application.
☐ divisional application.



11046 U.S. PTO
10/08/02

1. Particulars of Prior Application

Application Serial No: 09/256,000
Filed on: February 23, 1999
Title: Phosphodiesterase 10 (PDE 10)
Art Unit: 1642
Examiner: R. Hutson
Prior Docket No.: 27866/35308

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **February 26, 2002**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. **EK657826395US**.

Richard Zimmermann

10083620-022602

2. This request is filed by:

1. Full Name of Inventor	Family Name Loughney	First Given Name Kate	Second Given Name ---
Residence & Citizenship	City Seattle	State or Foreign Country WA	Country of Citizenship USA
Post Office Address	Post Office Address 7301 34 th Avenue NE	City Seattle	State & Zip Code/Country WA 98115/USA

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. Amendments

- ☒ Amend the specification by inserting before the first line the sentence:

A1 --This is a continuation of U.S. application Serial No. 09/256,000, filed February 23, 1999.--

- ☐ Cancel claims ___ in the prior application before calculating the filing fee.
- ☐ A Preliminary Amendment is enclosed.
- ☐ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. Copy of Prior Application

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. Incorporation By Reference

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☐ Priority of application No. _____, filed on _____ in _____ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. _____.
- ☐ The certified copy(ies) has(have) not been filed.

7. **Assignment**

- ☒ The prior application is assigned of record to ICOS Corporation, and has been recorded at Reel No. 9938, Frame No. 0965.

8. **Small Entity Status**

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. **Application to Be Published**

- ☒ Yes.
- ☐ No. A Request and Certification Under 35 U.S.C. §122(b)(2)(B)(i) is attached.

10. **Fee Calculation**

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$370.00		\$740.00
TOTAL	33 -20	= 13	X 9 =	\$	X 18 =	\$234.00
INDEP.	5 - 3	= 2	X 42 =	\$	X 84 =	\$168.00
<input type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 140. =	\$	+ 280 =	\$0.00
Filing Fee:				\$	OR	\$1,390.00

11. Method of Payment of Fees

- ☐ Attached is a check in the amount of: \$ _____
- ☐ Charge Deposit Account No. _____ in the amount of: \$ _____
A copy of this Transmittal is enclosed.

12. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, Gerstein & Borun at the address below.

13. Correspondence Address

Customer No.: 04743

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN
6300 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606-6357
(312) 474-6300
(312) 474-0448 (Telefacsimile)

By: _____

Joseph A. Williams, Jr.
Reg. No: 38,659

February 26, 2002